

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

**Frank J. Fischer, Esq. [FF3528]  
Broege, Neumann, Fischer & Shaver, LLC  
25 Abe Voorhees Drive  
Manasquan, New Jersey 08736  
(732) 223-8484  
Attorneys For Debtors**

In Re:

**DANNY PALANGO and  
RITA PALANGO**

**DEBTOR**

Case No.: 19-32005

Chapter 13

Judge: Michael B. Kaplan  
Hearing date: 3/25/2020

**CERTIFICATION IN OPPOSITION TO CHAPTER 13 TRUSTEE  
CLAIM OF EXEMPTIONS**

I, Frank J. Fischer, upon my oath deposes and says:

1. I am a member of the Law Firm of Broege, Neumann, Fischer & Shaver, LLC, attorneys for the Debtors in the above captioned matter.
2. I make this Certification in opposition to the Chapter 13 Objection to Claim of Exemption of Debtor 1 taking a 522(d)(1) exemption in the amount of \$50,300.
3. On or about March 4, 2020, the Debtors filed an amended Schedule C to correct each Debtor taking a \$25,150.00 exemption on their residence. A copy of which is annexed as Exhibit A.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: March 17, 2020

By: /s/Frank J. Fischer Esq.

3/17/2020

Case 19-32005-MBK Doc 25 Filed 03/17/20 Entered 03/17/20 15:38:24 Desc Main Document Page 2 of 8

Subject: **Ch-13 19-32005-MBK Amended Schedules (Fee Attorney) - Danny Palangio**

Date: 3/4/2020 11:49:39 AM Eastern Standard Time

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**U.S. Bankruptcy Court**

**District of New Jersey**

**Notice of Electronic Filing**

The following transaction was received from Frank J. Fischer entered on 3/4/2020 at 11:48 AM EST and filed on 3/4/2020

**Case Name:** Danny Palangio and Rita Palangio

**Case Number:** 19-32005-MBK

**Document Number:** 24

**Docket Text:**

Amended Schedule(s) : C filed by Frank J. Fischer on behalf of Danny Palangio, Rita Palangio. (Fischer, Frank)

The following document(s) are associated with this transaction:

**Document description:**

**Original filename:**

**Electronic document Stamp:**

Main Document C:\Users\Btassillo\AppData\Local\Temp\ECFInfo\petition.pdf [STAMP  
bkecfStamp\_ID=1002741850 [Date=3/4/2020] [FileNumber=55945236-0 ]  
[4c9e1eb92bc22b9e7bdec27821f3dd0811f5f857c6d31d9f36aa93b3d5b313838d2  
0d3c230a93b1b1ff063210d373ffd49c17106f627902b63309a6a03972aec]]

**19-32005-MBK Notice will be electronically mailed to:**

Denise E. Carlon on behalf of Creditor U.S. Bank NA, successor trustee to Bank of America, NA, successor in interest to LaSalle Bank NA, as trustee, Et Al...  
dcarlon@kmlawgroup.com, [bkgroup@kmlawgroup.com](mailto:bkgroup@kmlawgroup.com)

Michael R. DuPont on behalf of Creditor United Teletech Financial Federal Credit Union  
dupont@redbanklaw.com, [dana@redbanklaw.com](mailto:dana@redbanklaw.com)

Frank J. Fischer on behalf of Debtor Danny Palangio  
ruger52@aol.com, [btassillo@aol.com](mailto:btassillo@aol.com)

Frank J. Fischer on behalf of Joint Debtor Rita Palangio

3/17/2020

Albert Russo  
[docs@russotruster.com](mailto:docs@russotruster.com)

U.S. Trustee  
[USTPRegion03.NE.ECF@usdoj.gov](mailto:USTPRegion03.NE.ECF@usdoj.gov)

**19-32005-MBK Notice will not be electronically mailed to:**

## Fill in this information to identify your case:

Debtor 1 **Danny Palangio**  
 First Name Middle Name Last Name

Debtor 2  
 (Spouse if, filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: **DISTRICT OF NEW JERSEY, TRENTON DIVISION**

Case number **3:19-bk-32005**  
 (if known)

☒ Check if this is an amended filing

## Official Form 106C

## Schedule C: The Property You Claim as Exempt

4/19

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. Using the property you listed on *Schedule A/B: Property* (Official Form 106A/B) as your source, list the property that you claim as exempt. If more space is needed, fill out and attach to this page as many copies of *Part 2: Additional Page* as necessary. On the top of any additional pages, write your name and case number (if known).

For each item of property you claim as exempt, you must specify the amount of the exemption you claim. One way of doing so is to state a specific dollar amount as exempt. Alternatively, you may claim the full fair market value of the property being exempted up to the amount of any applicable statutory limit. Some exemptions—such as those for health aids, rights to receive certain benefits, and tax-exempt retirement funds—may be unlimited in dollar amount. However, if you claim an exemption of 100% of fair market value under a law that limits the exemption to a particular dollar amount and the value of the property is determined to exceed that amount, your exemption would be limited to the applicable statutory amount.

## Part 1: Identify the Property You Claim as Exempt

1. Which set of exemptions are you claiming? Check one only, even if your spouse is filing with you.

☐ You are claiming state and federal nonbankruptcy exemptions. 11 U.S.C. § 522(b)(3)

☒ You are claiming federal exemptions. 11 U.S.C. § 522(b)(2)

2. For any property you list on *Schedule A/B* that you claim as exempt, fill in the information below.

| Brief description of the property and line on <i>Schedule A/B</i> that lists this property | Current value of the portion you own<br>Copy the value from <i>Schedule A/B</i> | Amount of the exemption you claim<br>Check only one box for each exemption. | Specific laws that allow exemption |
|--|---|---|------------------------------------|
|--|---|---|------------------------------------|

## Debtor 1 Exemptions

93 Lakewood Rd  
 Manasquan NJ, 08736-3508  
 Line from *Schedule A/B*: 1.1

\$650,000.00



\$25,150.00

11 USC § 522(d)(1)



100% of fair market value, up to any applicable statutory limit

Nissan  
 Altima / Stanza  
 1996  
 Line from *Schedule A/B*: 3.4

\$500.00



\$500.00

11 USC § 522(d)(2)



100% of fair market value, up to any applicable statutory limit

various household goods and furnishings  
 Line from *Schedule A/B*: 6.1

\$4,000.00



\$2,000.00

11 USC § 522(d)(3)



100% of fair market value, up to any applicable statutory limit

2Tvs 2 computers, gaming systems and games, 1 printer  
 Line from *Schedule A/B*: 7.1

\$1,000.00



\$500.00

11 USC § 522(d)(3)



100% of fair market value, up to any applicable statutory limit

various mens and womens clothing  
 Line from *Schedule A/B*: 11.1

\$600.00



\$300.00

11 USC § 522(d)(3)



100% of fair market value, up to any applicable statutory limit

Debtor 1  
Debtor 2 **Palangio, Danny & Palangio, Rita**

Case number (if known) **3:19-bk-32005**

| Brief description of the property and line on Schedule A/B that lists this property        | Current value of the portion you own<br><small>Copy the value from Schedule A/B</small> | Amount of the exemption you claim<br><small>Check only one box for each exemption.</small>  | Specific laws that allow exemption |
|--|---|---|------------------------------------|
| wedding rings watches and bracelet, netlace<br><small>Line from Schedule A/B: 12.1</small> | <u>\$2,000.00</u>   | <input checked="" type="checkbox"/> <u>\$2,000.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit | 11 USC § 522(d)(4)                 |

3. **Are you claiming a homestead exemption of more than \$170,350**

(Subject to adjustment on 4/01/22 and every 3 years after that for cases filed on or after the date of adjustment.)

- ☒ No
- ☐ Yes. Did you acquire the property covered by the exemption within 1,215 days before you filed this case?
- ☐ No
- ☐ Yes



Debtor 1  
Debtor 2 **Palangio, Danny & Palangio, Rita**Case number (if known) **3:19-bk-32005****Fill in this information to identify your case:**

Debtor 1  
First Name \_\_\_\_\_ Middle Name \_\_\_\_\_ Last Name \_\_\_\_\_

Debtor 2  
(Spouse if, filing) **Rita Palangio**  
First Name \_\_\_\_\_ Middle Name \_\_\_\_\_ Last Name \_\_\_\_\_

United States Bankruptcy Court for the: **DISTRICT OF NEW JERSEY, TRENTON DIVISION**

Case number (if known) **3:19-bk-32005**

☒ Check if this is an amended filing

## Official Form 106C

**Schedule C: The Property You Claim as Exempt**

4/19

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. Using the property you listed on *Schedule A/B: Property* (Official Form 106A/B) as your source, list the property that you claim as exempt. If more space is needed, fill out and attach to this page as many copies of *Part 2: Additional Page* as necessary. On the top of any additional pages, write your name and case number (if known).

For each item of property you claim as exempt, you must specify the amount of the exemption you claim. One way of doing so is to state a specific dollar amount as exempt. Alternatively, you may claim the full fair market value of the property being exempted up to the amount of any applicable statutory limit. Some exemptions—such as those for health aids, rights to receive certain benefits, and tax-exempt retirement funds—may be unlimited in dollar amount. However, if you claim an exemption of 100% of fair market value under a law that limits the exemption to a particular dollar amount and the value of the property is determined to exceed that amount, your exemption would be limited to the applicable statutory amount.

**Part 1: Identify the Property You Claim as Exempt**

1. Which set of exemptions are you claiming? Check one only, even if your spouse is filing with you.

- ☐ You are claiming state and federal nonbankruptcy exemptions. 11 U.S.C. § 522(b)(3)
- ☒ You are claiming federal exemptions. 11 U.S.C. § 522(b)(2)

2. For any property you list on *Schedule A/B* that you claim as exempt, fill in the information below.

| Brief description of the property and line on <i>Schedule A/B</i> that lists this property | Current value of the portion you own<br>Copy the value from <i>Schedule A/B</i> | Amount of the exemption you claim<br>Check only one box for each exemption. | Specific laws that allow exemption |
|--|---|---|------------------------------------|
|--|---|---|------------------------------------|

**Debtor 2 Exemptions**

|  |              |   |                    |
|--|--------------|---|--------------------|
| 93 Lakewood Rd<br>Manasquan NJ, 08736-3508<br>Line from <i>Schedule A/B</i> : 1.1            | \$650,000.00 | <input checked="" type="checkbox"/> \$25,150.00<br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit | 11 USC § 522(d)(1) |
| various household goods and furnishings<br>Line from <i>Schedule A/B</i> : 6.1               | \$4,000.00   | <input checked="" type="checkbox"/> \$2,000.00<br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit  | 11 USC § 522(d)(3) |
| 2Tvs 2 computers, gaming systems and games, 1 printer<br>Line from <i>Schedule A/B</i> : 7.1 | \$1,000.00   | <input checked="" type="checkbox"/> \$500.00<br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit    | 11 USC § 522(d)(3) |
| various mens and womens clothing<br>Line from <i>Schedule A/B</i> : 11.1                     | \$600.00     | <input checked="" type="checkbox"/> \$300.00<br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit    | 11 USC § 522(d)(3) |

Debtor 1  
Debtor 2 **Palangio, Danny & Palangio, Rita**

Case number (if known) **3:19-bk-32005**

| Brief description of the property and line on Schedule A/B that lists this property | Current value of the portion you own | Amount of the exemption you claim      | Specific laws that allow exemption |
|---|--------------------------------------|--|------------------------------------|
|   | Copy the value from Schedule A/B     | Check only one box for each exemption. |                                    |

3. **Are you claiming a homestead exemption of more than \$170,350?**

(Subject to adjustment on 4/01/22 and every 3 years after that for cases filed on or after the date of adjustment.)

☒ No

☐ Yes. Did you acquire the property covered by the exemption within 1,215 days before you filed this case?

☐ No

☐ Yes

**Fill in this information to identify your case:**

Debtor 1 Danny Palangio  
First Name Middle Name Last Name

Debtor 2 Rita Palangio  
(Spouse if, filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: DISTRICT OF NEW JERSEY, TRENTON DIVISION

Case number 3:19-bk-32005  
(if known)

☒ Check if this is an amended filing

Official Form 106Dec

**Declaration About an Individual Debtor's Schedules**

12/15

If two married people are filing together, both are equally responsible for supplying correct information.

You must file this form whenever you file bankruptcy schedules or amended schedules. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

 Sign Below

Did you pay or agree to pay someone who is NOT an attorney to help you fill out bankruptcy forms?

☒ No

☐ Yes. Name of person \_\_\_\_\_

Attach Bankruptcy Petition Preparer's Notice, Declaration, and Signature (Official Form 119)

Under penalty of perjury, I declare that I have read the summary and schedules filed with this declaration and that they are true and correct.

X /s/ Danny Palangio

Danny Palangio  
Signature of Debtor 1

Date March 4, 2020

X /s/ Rita Palangio

Rita Palangio  
Signature of Debtor 2

Date March 4, 2020